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In re Patent No. 6,092,748 :
Issue Date: July 25, 2000 :
Application No. 09/236,087 : NOTICE UNDER 37 CFR. 1.28(c)
Filed: January 25, 1999 :
Attorney Docket No. 3078/44920 :

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28.

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989)**. Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **DIMISSED**.

37 CFR 1.28(c) 2 (ii) states:

(ii) *Itemization of the deficiency payment.* An itemization of the total deficiency payment is required. The itemization must include the following information:

(A) Each particular type of fee that was erroneously paid as a small entity, (e.g., basic statutory filing fee, two-month extension of time fee) along with the current fee amount for a non-small entity;

(B) The small entity fee actually paid, and when. This will permit the Office to differentiate, for example, between two one-month extension of time fees erroneously paid as a small entity but on different dates;

(C) The deficiency owed amount (for each fee erroneously paid); and

(D) The total deficiency payment owed, which is the sum or total of the individual deficiency owed amounts set forth in paragraph (c)(2)(ii)(C) of this section.

A one (1) month non-extendable time period for reply is given from the mail date of this decision, to avoid the return of the fee deficiency paper, at the option of the Office.

Inquiries related to this communication should be directed to the Michelle R. Eason at (571) 272-4231.

A handwritten signature in black ink, appearing to read "Thurman Page". The signature is fluid and cursive, with the first name "Thurman" and last name "Page" clearly distinguishable.

Thurman Page
Petitions Examiner
Office of Petitions